

### **Restriction Requirement**

#### **I. Election With Traverse**

Applicants elect Groups VI and VII with traverse.

#### **II. Basis For Traverse**

According to MPEP § 803, a restriction requirement between patentably distinct inventions is only proper when

- 1.) The inventions are independent or distinct; and
- 2.) There is a serious burden on the Examiner if restriction is not required.

A rebuttable prima facie showing of a serious burden can be made if the Examiner shows by appropriate explanation either separate classification, status in the art, or a different field of search as defined in MPEP § 808.02.

Here, the Restriction Requirement contends that Groups I – VII are distinct as the disclosure of any of the reaction products of Groups I – VII would not anticipate or make obvious the undisclosed of reaction products, and the inventions of Groups I – VII have acquired a separate status in the art.

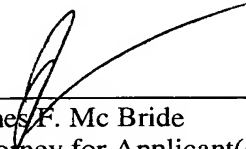
Applicants respectfully contend that separate subclassification does not constitute a separate classification in the art, and that even if separate subclassification constituted “separate classification” there is no undue burden as an art search for any of Groups I-VII would be expected to yield the art that is pertinent to the patentability of each of Groups I-VII. As a result of the foregoing, Applicants respectfully request that the present restriction requirement be withdrawn.

### **Conclusion**

In view of the foregoing, Applicants respectfully request reconsideration of this application and allowance of the Claims 21-35.

Respectfully submitted,  
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February 17, 2005  
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